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**1. Name of conveying party(ies)/Execution Date(s):**

Kenneth C. Nelson

Execution Date(s) March 9, 2005

Additional name(s) of conveying party(ies) attached?  Yes  No

**2. Name and address of receiving party(ies)**

Name: International Business Machines Corporation

Internal Address: \_\_\_\_\_

Street Address: New Orchard Road

City: Armonk

State: NY

Country: United States Zip: 10504

Additional name(s) & address(es) attached?  Yes  No

**3. Nature of conveyance:**

- Assignment  Merger
- Security Agreement  Change of Name
- Government Interest Assignment
- Executive Order 9424, Confirmatory License
- Other \_\_\_\_\_

**4. Application or patent number(s):**

A. Patent Application No.(s)

This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached?  Yes  No

**5. Name and address to whom correspondence concerning document should be mailed:**

Name: Jeffrey S. Smith

Internal Address: \_\_\_\_\_

Street Address: 51 East Campbell Avenue

City: Campbell

State: CA Zip: 95008

Phone Number: (408) 390-4921

Fax Number: (408) 370-6166

Email Address: jeffrey@isspatentlaw.com

**6. Total number of applications and patents involved:**

ONE

**7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00**

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed
- None required (government interest not affecting title)

**8. Payment Information**

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 09-0460

Authorized User Name Jeffrey S. Smith

**9. Signature:**

Jeffrey S. Smith  
Signature

March 15, 2005  
Date

Jeffrey S. Smith, Reg. No. 39,377

Total number of pages including cover sheet, attachments, and documents: 2

Name of Person Signing

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PATENT  
REEL: 016391 FRAME: 0341

113009 U.S. PTO  
11080171



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# ASSIGNMENT

Whereas I/we

INVENTOR/CITY  
COUNTY/STATE

(1) **Kenneth Carlin Nelson**  
County of **San Benito**

City of **Hollister**  
State of **California**

have invented certain improvements in

TITLE

**Analysis of Performance Data From A Relational Database System for Applications Using Stored Procedures or SQL**

and executed, respectively, a United States patent application therefor on the following date(s):

DATE(S) THAT  
INVENTOR(S)  
SIGNED THE  
DECLARATION

(1) 3-9-05

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, I, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and I request the Commissioner of Patents to issue any Letters Patent granted upon the inventions set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed:

CITY  
DATE

(1) at San Jose  
on 3-9-05

Kenneth Carlin Nelson  
Kenneth Carlin Nelson

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Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, I, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and I request the Commissioner of Patents to issue any Letters Patent granted upon the inventions set forth in said application to IBM, its successors and assigns; and I hereby agree that IBM may apply for foreign Letters Patent on said invention and I will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed:

CITY  
DATE

(1) at San Jose  
on 3-9-05

Kenneth Carlin Nelson  
Kenneth Carlin Nelson